

MINUTES

MONTANA SENATE 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON HIGHWAYS AND TRANSPORTATION

Call to Order: By **CHAIRMAN EDWARD BUTCHER**, on February 13, 2003
at 3 P.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Edward Butcher, Chairman (R)
Sen. Duane Grimes, Vice Chairman (R)
Sen. Sherm Anderson (R)
Sen. Vicki Cocchiarella (D)
Sen. Mike Cooney (D)
Sen. Aubyn Curtiss (R)
Sen. Bob DePratu (R)
Sen. Dan Harrington (D)
Sen. Sam Kitzenberg (R)
Sen. Jerry O'Neil (R)
Sen. Gerald Pease (D)
Sen. Glenn Roush (D)

Members Excused: None

Members Absent: None.

Staff Present: Pat Murdo, Legislative Branch
Roberta Opel, Committee Secretary

Video-Taped Committees: This is the video log of a committee hearing. The log provides a list of participants and a record of official action taken by the committee. A video-taped recording of the meeting is available from the Montana Historical Society.

Committee Business Summary:

Hearing & Date Posted: HB 80, 2/10/2003, SB 312, 2/10/2003
SB 359, 2/10/2003, SB 359, 2/10/2003
Executive Action: HB 80, SB 295, HB 112, HB 22

Discussion on SB 295:

2:55pm **Motion:** SEN. VICKI COCCHIARELLA presented amendments to SB 295. **EXHIBIT**(his32a01)

Vote: AMENDMENT SB029502.APM carried on a roll call vote with SENATORS ED BUTCHER, SHERM ANDERSON, AUBYN CURTISS, BOB DEPRATU and JERRY O'NEIL voting no.

Discussion:

2:58pm Begin
3:05pm End
7 min Elapsed time

Motion/Vote: SEN. BUTCHER moved AMENDMENT SB029501.apm.
EXHIBIT(his32a02)

Discussion:

3:05pm Begin
3:16pm End
11 min Elapsed time

3:15 pm Vote: Motion carried with SENATORS DAN HARRINGTON and VICKI COCCHIARELLA voting no on the amendments on a roll call vote.

3:25pm Motion SB 205 DO PASS AS AMENDED carried with SENATORS COCCHIARELLA, COONEY, HARRINGTON and PEASE voting no on a roll call vote.

Informational Witnesses and Testimony:

3:27pm Anita Oppendahl, MT. Dept. of Justice
3:30pm Brenda Nordlund, MT. Dept. of Justice

HEARING ON HB 105

Sponsor: REP. BERNIE OLSON, HD 76, Flathead County, opened on HB 105; to revise laws related to vehicle operating requirements.

Proponents:

3:42pm Jim Currie, Director, MT. Dept. of Transportation
EXHIBIT(his32a03)
3:45pm Luke Anderson, representing himself
4:02pm Shawn Driscoll, MT. Highway Patrol, chief

4:02pm **REP. JEFF LASZLOFFY, HD 22, Laurel**

4:03pm John Youngberg, Montana Farm Bureau

Opponents: None

Informational Witnesses and Testimony:

4:04pm Spook Stang, Montana Motor Vehicle Carriers

Questions from Committee Members and Responses:

3:45pm

3:50pm

Closing by Sponsor:

3:50pm **SEN. OLSON** closed the hearing on HB 105.

HEARING ON SB 359

Opening Statement by Sponsor: **SEN. BRENT CROMLEY, SD 9, Billings**, presented SB 359; to expand prohibition against unsafe loads on motor vehicles. He offered an amendment to the bill.
EXHIBIT(his32a04)

Proponents' Testimony:

3:52pm Luke Anderson **EXHIBIT(his32a05)** and **EXHIBIT(his32a06)**

3:55pm **REP. JEFF LASZLOFFY, HD 22, Laurel**

3:56pm Spook Stang, Montana Motor Vehicle Carriers

Opponents' Testimony: None

Questions from Committee Members and Responses:

4:06pm Begin

4:17pm End

12 min Elapsed time

CLOSING BY SPONSOR:

4:17pm **SEN. CROMLEY** closed the hearing on SB 359.

HEARING ON HB 80

Opening Statement by Sponsor: **REP. VERDELL JACKSON, HD 79, Kalispell**, opened the hearing on HB 80; an act allowing the reduced farm rate GVW fee.

Proponents' Testimony:

4:22pm John Youngberg, MT. Farm Bureau, on behalf of MT.
Stockgrowers Association

4:22pm Joe Gannon from Kalispell

Opponents' Testimony:

None

Information Witnesses and Testimony:

4:24pm Dave Galt, Director, MT. Department of Transportation

Questions from Committee Members and Responses:

4:26pm Begin

4:32pm End

6 min Elapsed time

Closing by Sponsor:

4:32pm **SEN. JACKSON** closed the hearing on HB 80.

EXECUTIVE ACTION ON HB 80

Motion/Vote: Motion by SEN. BOB DEPRATU HB 80 DO PASS carried
unanimously.

HEARING ON SB 312

Opening Statement by Sponsor: SEN. BOB STORY, SD 12, Park City,
opened the hearing on SB 312; an act to exempt hay grinders from
needing a commercial driver's license.

Proponents' Testimony: None

Opponents' Testimony:

4:43pm Dave Galt, Director, MT. Dept. of Transportation

Informational Witnesses and Testimony:

4:43pm Brenda Nordlund, MT. Dept. of Justice

Questions from Committee Members and Responses:

4:46pm Begin

4:57pm End

12 min Elapsed time

Closing by Sponsor:

4:49pm **SEN. STORY** closed the hearing on SB 312.

EXECUTIVE ACTION ON SB 217

Discussion:

5:00pm Begin

5:02pm End

2 min Elapsed time

Motion: Motion by **SEN. COONEY** to adopt AMENDMENT SB021703.apm carried unanimously.**EXHIBIT**(his32a07)

Motion: Motion by **SEN. COONEY** SB 217 DO PASS AS AMENDED

EXECUTIVE ACTION ON SB 223

Motion: **SEN. MIKE COONEY** moved SB 223 AS AMENDED SB022303.apm **EXHIBIT**(his32a08)

Discussion:

4:55pm Begin

4:57pm End

2 min Elapsed time

Substitute Motion: Substitute motion by **SEN. BOB DEPRATU** SB 223 DO PASS AS AMENDED.

Discussion:

4:57pm Begin

4:58pm End

1 min Elapsed time

Vote: Motion SB 223 DO PASS AS AMENDED carried with SENATORS HARRINGTON, KITZENBERG, CURTISS and PEASE voting no on a roll call vote.

EXECUTIVE ACTION ON SB 312

Motion: Motion by **SEN. SHERM ANDERSON** to INDEFINITELY POSTPONE carried with **SEN. DEPRATU** voting no.

ADJOURNMENT

Adjournment: 5 P.M.

SEN. EDWARD BUTCHER, Chairman

ROBERTA OPEL, Secretary

EB/RO

EXHIBIT (his32aad)